

AMENDED

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JUN 27 1989  
Returned to applicant for correction. AUG 3 1989  
Corrected application filed. SEP 29 1989 Map filed. SEP 29 1989 under 53441

The applicant. Ronald Simek  
Little Mondeaux Limousin Ranch  
P.O. Box 400 of Genoa  
Street and No. or P.O. Box No. City or Town  
Nevada 89411-400 hereby make application for permission to change the  
State and Zip Code No.  
Place of Use of a portion  
Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Claim 247, Carson River Decree (USA vs. Alpine Land &  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
Reservoir Co., Civil No. D-183 BRT)  
identify right in Decree.)

- The source of water is East Fork, Carson River  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed As Decreed  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
- The water to be used for As Decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for As Decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 24, T.13 N., R.19 E., MDB&M  
Describe as being within a 40-acre subdivision of public survey and by course and  
(Williams Slough), as Decreed.  
distance to a section corner. If on unsurveyed land, it should be stated.
- The existing permitted point of diversion is located within  
If point of diversion is not changed, do not answer
- Proposed place of use Portions NE $\frac{1}{4}$ NW $\frac{1}{4}$  (6.9 ac.), SE $\frac{1}{4}$ NW $\frac{1}{4}$  (12.24 ac.), NW $\frac{1}{4}$ NW $\frac{1}{4}$  (26.9 ac.)  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
SW $\frac{1}{4}$ NW $\frac{1}{4}$  (27.8 ac.) Section 1; NE $\frac{1}{4}$ NE $\frac{1}{4}$  (23.34 ac.), SE $\frac{1}{4}$ NE $\frac{1}{4}$  (5.76 ac.), SW $\frac{1}{4}$ NW $\frac{1}{4}$  (0.8  
ac.), SE $\frac{1}{4}$ NW $\frac{1}{4}$  (1.4 ac.), NW $\frac{1}{4}$ SW $\frac{1}{4}$  (18.62 ac.), NE $\frac{1}{4}$ SW $\frac{1}{4}$  (12.87 ac.), SW $\frac{1}{4}$ SW $\frac{1}{4}$  (18.0 ac.),  
SE $\frac{1}{4}$ SW $\frac{1}{4}$  (11.8 ac.) Section 2, T.13 N., R.19 E., MDB&M (166.43 acres total)
- Existing place of use Portions NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$  Section 1; portions E $\frac{1}{2}$ NE $\frac{1}{4}$  Section 2, T.13 N.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
R.19 E., MDB&M 181.15 acres total (see remarks). (63.49 decreed acres to be removed  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
from existing place of use.)
- Use will be from As Decreed to of each year.  
Month and Day Month and Day
- Use was permitted from As Decreed to of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Existing Williams Slough river diversion  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
structure  
pipes and flumes, or drilled well, etc.
- Estimated cost of works Existing
- Estimated time required to construct works Existing

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The 0.70 acres under Claim #247 in N $\frac{1}{2}$ SW $\frac{1}{4}$  Seciton 1 are not owned by Applicant Simek. Also, Decree erroneously indicates place of use to be R.20 E., instead of R.19 E., and erroneously indicates 5.76 acres to be in SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 1 rather than Section 2 (see decree map for correct location). Portions of proposed place of use in Section 1 (3.2 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ , 6.9 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ , 2.9 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ ) represent sub-irrigated acreage from which decreed right cannot be removed. Water to be used within the SW $\frac{1}{4}$  and S $\frac{1}{2}$ NW $\frac{1}{4}$  Section 2 is to be commingled with ground-water under Application 53450, and will be distributed by center-pivot sprinkler system. Continued on attached sheet.

By s/Brian A. Randall

Brian A. Randall, Resource Concepts, Inc.  
340 North Minnesota Street  
Carson City, Nevada 89703

Compared pm/bp bp/se

Protested

APPROVAL

OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of Claim No. 247 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.03 cubic feet per second, but not to exceed 748.94 acre feet or as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before January 29, 1992

Proof of completion of work shall be filed before February 28, 1992

Application of water to beneficial use shall be made on or before January 29, 1994

Proof of the application of water to beneficial use shall be filed on or before February 28, 1994

Map in support of proof of beneficial use shall be filed on or before February 28, 1994

Completion of work filed APR 1 1992

IN TESTIMONY WHEREOF, I PETER G. MORROS,  
State Engineer of Nevada, have hereunto set my hand and the seal of my

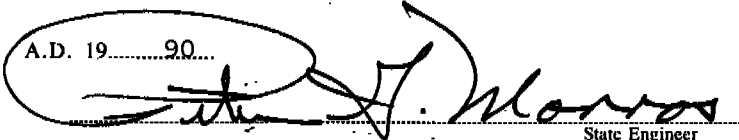
Proof of beneficial use filed

office, this 29th day of January,

Cultural map filed

A.D. 19 90

Certificate No. Issued

  
State Engineer

## ITEM 15

## Remarks - Continued

The Carson River Decree allows 8.0 acres under Claim No. 246 within the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 1, T.13 N., R.19 E., and 37.0 acres under Claim No. 247, for a total of 45.0 acres. This amount of acreage exceeds the actual size of the 1/16 section. Thus the acreage under Claim No. 247 within this subdivision is limited to 32.28 acres, which, when added to the 8.0 acres allowed under Claim No. 246, equals 40.28 acres which is the total acreage described by the Cultural Map under supplemental ground water Permit 17541.

Similarly, the total acreage allowed under Claims 246 and 247 within the SE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 1 is 50.0 acres, which exceeds the subdivision actual size. Thus the acreage recognized by these applications under Claim 247 is limited to 28.0 acres which, when added to the 12.0 acres allowed under Claim 246, equals the 40.0 acres described by the Cultural Map under supplemental ground water Permit 17541.

